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TO: United States Patent & Trademark Office

DATE & TIME: November 11, 2004

TOTAL PAGES: Four (4)

FAX NUMBER: 703-872-9306

FROM: Morris, Manning & Martin, LLP

CHARGE TO:

NAME: Tim Tingkang Xia, Esq.

CLIENT/MATTER: 14507-44063

PHONE: (404) 233-7000

CONFIRMATION TIME:

HR MIN SEC

COMMENTS:

RE: U.S. Serial No. 10/634,645 Attorney Docket No. 14507-44063

Attached are the following documents:

- 1) Transmittal
- 2) Response to Restriction Requirement

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S/N 10/634,645

NOV 1 1 2004

PATENT

Confirmation No. 7190

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Rojas et al.

Examiner:

Rodney P. Swartz

Serial No.:

10/634,645

Group Art Unit:

1645

Filed:

August 5, 2003

Docket No.:

14507-44063

Title:

Fusion Proteins with a Membrane Translocating Sequence and Methods of

Using Same to Inhibit an Immune Response

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being faxed to (703) 872-9306 addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on November 11, 2004.

> By: Name: Tim Tingkang Xia

TRANSMITTAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Customer No. *24728*

Sir:

We are transmitting herewith the attached:

Transmittal Sheet containing Certificate of Facsimile

Response to Restriction Requirement (2 pages)

MORRIS, MANNING & MARTIN, LLP 1600 Atlanta Financial Center 3343 Peachtree Road NE Atlanta, Georgia 30326 404.495.3678 Customer No. 24728

By: Name: Tim Tingkang Xia

Reg. No.: 45,242

TX

S/N 10/634,645

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Name: Tim Tingkang Xia

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents P.O. Box 1450

Alexandria, Virginia 22313-1450

Customer No.

Dear Sir:

This paper is being submitted in response to the Restriction Requirement contained in the Office communication mailed October 14, 2004. Without acquiescing to the statements made therein, Applicants hereby elect the claims of Group I, claims 1-16 for prosecution in the instant application.

Applicants through their attorney on the record and identified below appreciate very much the Examiner's earliest review of the instant application.

Examination on the merits is therefore respectfully requested and this Application is believed to be in condition for allowance, and such action is earnestly solicited.

If the Examiner has any questions concerning this Response or the Application in general, the Examiner is requested to contact the undersigned at the number listed below.

Respectfully submitted,

MORRIS, MANNING & MARITIN, LLP

November 11, 2004

Tim Tingkang Xia Reg. No. 45,242

Morris, Manning & Martin, L.L.P. 1600 Atlanta Financial Center 3343 Peachtree Road, N.E. Atlanta, Georgia 30326 404-495-3678 Direct 404-233-7000 Main